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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	P214426
First Named Inventor	Donald J. Stern
<i>COMPLETE IF KNOWN</i>	
Application Number	/
Filing Date	
Group Art Unit	
Examiner Name	

EXPRESS MAIL LABEL NO.: EL 993504419 US

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: _____

AEROSOL SPRAY TEXTURE APPARATUS FOR A PARTICULATE CONTAINING MATERIAL

the specification of which

(Title of the Invention)

is attached hereto

13 a

OR was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number: and was amended on (MM/DD/YYYY): (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
				<input data-bbox="1078 1351 1099 1355" type="checkbox"/> YES <input data-bbox="1191 1351 1212 1355" type="checkbox"/> NO
			<input data-bbox="931 1366 954 1368" type="checkbox"/> <input data-bbox="931 1370 954 1374" type="checkbox"/> <input data-bbox="931 1377 954 1381" type="checkbox"/> <input data-bbox="931 1381 954 1385" type="checkbox"/> <input data-bbox="931 1387 954 1391" type="checkbox"/> <input data-bbox="931 1393 954 1396" type="checkbox"/> <input data-bbox="931 1398 954 1402" type="checkbox"/> <input data-bbox="931 1404 954 1408" type="checkbox"/>	<input data-bbox="1078 1366 1099 1368" type="checkbox"/> <input data-bbox="1078 1370 1099 1374" type="checkbox"/> <input data-bbox="1078 1377 1099 1381" type="checkbox"/> <input data-bbox="1078 1381 1099 1385" type="checkbox"/> <input data-bbox="1078 1387 1099 1391" type="checkbox"/> <input data-bbox="1078 1393 1099 1396" type="checkbox"/> <input data-bbox="1078 1398 1099 1402" type="checkbox"/> <input data-bbox="1078 1404 1099 1408" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**DECLARATION — Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
10/047,041	01/14/2002	6,641,005
09/703,409	10/31/2000	6,352,184
09/203,547	12/01/1998	6,152,335
08/950,202	10/14/1997	abandoned
08/782,142	01/10/1997	abandoned
08/534,344	09/27/1995	abandoned

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Customer Number → Place Customer Number Bar Code Label here
 Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
Michael R. Schacht	33,550		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: Customer Number or Bar Code Label OR Correspondence address below

Name	MICHAEL R. SCHACHT				
Address	2801 Meridian Street				
Address	Suite 202				
City	BELLINGHAM	State	WA	ZIP	98225-2400
Country	USA	Telephone	360-647-0400	Fax	360-647-0412

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: A petition has been filed for this unsigned inventor

Given Name (first and middle if any) Family Name or Surname

Inventor's Signature Date

Residence: City State OR U.S.A. U.S.

Post Office Address

Post Office Address City State ZIP Country

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

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DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
James A.			Tryon				
Inventor's Signature						Date	
Residence: City	Seattle	State	WA	Country	U.S.A.	Citizenship	U.S.
Post Office Address	420 Smith Street						
Post Office Address							
City	Seattle	State	WA	ZIP	98109	Country	U.S.A.
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
Eivind			Clausen				
Inventor's Signature						Date	
Residence: City	Bellingham	State	WA	Country	U.S.A.	Citizenship	U.S.
Post Office Address	2518 Erie Street						
Post Office Address							
City	Bellingham	State	WA	ZIP	98226	Country	U.S.A.
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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DECLARATION -- Supplemental Priority Data Sheet

Additional foreign applications:

Additional foreign applications:					
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
				<input type="checkbox"/>	<input type="checkbox"/>

Additional provisional applications:

Application Number	Filing Date (MM/DD/YYYY)

Additional U.S. applications:

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
08/496,386		06/29/1995	abandoned
08/327,111		10/21/1994	abandoned
08/216,155		03/22/1994	5,450,983
08/202,691		02/24/1994	abandoned
08/030,673		03/12/1993	abandoned

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